IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY NINTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO: 13263 of 2004

Between:

Abdul Waheb, S/o Late Abdul Majeed,
R/o 3-3-352, Chota Talab, Adilabad District.

..... PETITIONER

AND

1 The Special Commissioner and Director of Survey Settlements and Land Records, Government of A.P., Hyderabad.
2 The Assistant Director, Survey and Land Records, Adilabad, District Adilabad.
3 The Revenue Divisional Officer, Adilabad, District Adilabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to pass an order or direction, or issue an appropriate writ, more particularly one in the nature of writ of Mandamus:- (i) Directing the respondents herein to conduct a survey for demarcating and pointing out the correct boundaries of land of the petitioner herein to the extent of 1 acre 7 guntas situated at Sy.No.118 of Bhuktapur village, Mandal and District Adilabad: (ii) Declare the action of the respondents in not conducting the said survey though the petitioner herein fulfilled all formalities according to rule, as illegal, arbitrary, and violative of Article 14 of the Constitution of India.

Counsel for the Petitioner: MR.S.CHANDRASEKHAR, Advocate.

Counsel for the Respondents: Govt. Pleader for REVENUE.

The Court made the following:

Oral Order:

Heard the learned counsel for the petitioner and also learned Government Pleader for Revenue.

Rule Nisi.

Acting on the petitioner's representation for demarcation of land in Sy.No.118 of Bhuktapur Village & Mandal, Adilabad District, he was informed that the Assistant Director Survey and Land Records, Adilabad and Inspector of Survey and Deputy Inspector of Survey will inspect the land after general elections are over through impugned Memo dated 15-04-2004.

The gravamen of the complaint of the petitioner is that even after general elections are over the respondents have not taken any steps to demarcate the land as promised by them in the above memo in spite of his request.

Having regard to the fact that respondents have already intimated the petitioner that they will inspect the land after general elections, the 2nd respondent is hereby directed to inspect and demarcate the land of the petitioner, as promised in his Memo dated 15-04-2004, after due notice to the petitioner within a period of two months from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

_____ A.GOPAL REDDY, J.

29-07-2004

Murthy

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Special Commissioner and Director of Survey Settlements and Land Records, Government of A.P., Hyderabad.
2 The Assistant Director, Survey and Land Records, Adilabad, District Adilabad.
3 The Revenue Divisional Officer, Adilabad, District Adilabad.

4. Two CCs to the Govt. Pleader for Revenue, High Court Buildings,

Hyderabad. (OUT).

2. Two CD copies.